



DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Order No. 2109]

Production Authority Not Approved, Foreign-Trade Zone 8, Arbor Foods Inc. (Blended Syrup), Toledo, Ohio

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

WHEREAS, the Foreign-Trade Zones (FTZ) Act provides for “...the establishment... of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes,” and authorizes the Foreign-Trade Zones Board to grant to qualified corporations the privilege of establishing foreign-trade zones in or adjacent to U.S. Customs and Border Protection ports of entry;

WHEREAS, the Toledo-Lucas County Port Authority, grantee of FTZ 8, has requested production authority on behalf of Arbor Foods Inc. (Arbor), within FTZ 8 in Toledo, Ohio (B-63-2019, docketed October 10, 2019);

WHEREAS, notice inviting public comment has been given in the *Federal Register* (84 FR 55549, October 17, 2019) and the application has been processed pursuant to the FTZ Act and the Board’s regulations; and,

WHEREAS, the Board adopts the finding and recommendation of the examiner’s report, and finds that the requirements of the FTZ Act and the Board’s regulations have not been satisfied;

NOW, THEREFORE, the Board hereby does not approve the application requesting production authority under zone procedures within FTZ 8 for Arbor, as described in the application and Federal Register notice.

Dated: December 28, 2020.

Jeffrey I. Kessler,

Assistant Secretary

for Enforcement and Compliance,

Alternate Chairman,

Foreign-Trade Zones Board.

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